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MAY 05 2006

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Darby & Darby, P.C.
805 Third Avenue
New York, NY 10022

In re application of
Augustine F. Udo, et al
Application No. 09/931,152
Filed: August 16, 2001
For: SYSTEM AND METHOD FOR
CREATION OF BACKED
DEPOSITORY RECEIPTS

**DECISION ON REQUEST
FOR WITHDRAWAL OF
ATTORNEY**

This is a decision on the renewed request filed on May 1, 2006 under 37 CFR 1.36 and MPEP 402.06, requesting permission to withdraw as an attorney of record in the above-identified application.

The request is **APPROVED**.

Under 37 CFR 1.36 an attorney may withdraw only upon application to and approval by the Commissioner. It should be noted that a withdrawal is effective when approved, not when filed. Besides giving due notice to his or her client and delivering to the client all papers and property to which the client is entitled as specified under 37 CFR 10.40, approval of such a request requires that the following conditions be met:

- A) Each attorney of record must sign the notice of withdrawal, or the notice must contain a clear indication of one attorney signing on behalf of another, because the Office does not recognize law firms;
- B) A proper reason for the withdrawal as enumerated in 37 CFR 10.40(b) or subsection (1)-(6) of 37 CFR 10.40(c) must be provided; and
- C) If withdrawal is requested in accordance with 37 CFR 10.40(c) above, there must be at least 30 days between approval of the withdrawal and the later of the expiration date of a time period for reply or the expiration date of the period which can be obtained by a petition and fee for extension of time under 37 CFR 1.136(a)

The request to withdraw as attorney of record is accepted in the above-identified application because the request meets conditions (A) through (C).

This application will be forwarded to the Head Supervisory Legal Instruments Examiner for processing the withdrawal request and changing the correspondence address as stipulated in the renewed request.

A handwritten signature in black ink, appearing to read "Randolph A. Reese", is written over a horizontal line.

Randolph A. Reese
Special Programs Examiner
Patent Technology Center 3600
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